

RECEIVED **CENTRAL FAX CENTER**

MAR 2 3 2004

PAGE 03/21

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Victor S. MOORE et al. Serial No.: 09/497,836

Filed: February 3, 2000

For: USER INPUT BASED ALLOCATION OF BANDWIDTH ON A DATA LINK

Group Art Unit: 2153

Examiner: Kimberly D. Flynn

RESPONSE WITH AMENDMENT UNDER 37 C.F.R. § 1.111

VIA FACSIMILE FAX # (703) 872-9306

BOX NON-FEE AMENDMENT

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

ATTN: Examiner Kimberly D. Flynn

Sir:

In response to the Office Action dated December 23, 2003, paper number 10, in connection with the above-identified application, please enter and reconsider the following amendment and remarks.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on 19,23,40 and Trademark Office, on

Date of Transmission

BC9-99-044

-1-

S/N 09/497,836

FLEIT, KAIN, GIBBONS, GUTMAN BONGINI & BIANCO P.L. ATTORNEYS AT LAW

Miaml • Fort Lauderdale • Boca Raton

Fleit, Kain, Gibbons, Gutman, Bongini & Bianco P.L. 551 NW 77th Street, Suite 111 Boca Raton, Florida 33487 Telephone: (561) 989-9811

Facsimile: (561) 989-9812
writer's e-mail: jgibbons@FocusOnlP.com
RECEIVED

CENTRAL FAX CENTER

MAR 2 3 2004

TELECOPIER TRANSMITTAL FORM

DATE:

March 23, 2004

TO:

Examiner Kimberly D. Flynn USPTO, Group Art Unit 2153

FIRM: FAX #:

(703) 872-9306

PHONE: FROM:

(703) 308-7609

Jon A. Gibbons

TOTAL NUMBER OF PAGES: 22 (INCLUDING THIS PAGE)

IF YOU DO NOT RECEIVE ALL PAGES CLEARLY, PLEASE CONTACT US IMMEDIATELY

MESSAGE:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Victor S. MOORE et al.

Serial No.: 09/497,836

For: USER INPUT BASED ALLOCATION OF BANDWIDTH ON A DATA LINK

Enclosed are the following:

Transmittal letter (1 pg.); and Response and Amendment (20 pgs.)

Docket No.: BC9-99-044

120-A99-150

March 23, 2004

CONFIDENTIALITY NOTE:: THE INFORMATION CONTAINED IN THIS TRANSMISSION IS LEGALLY PRIVILEGED AND CONFIDENTIAL INTENDED CONFIDENTIALITY NOTE:: THE INFORMATION CONTAINED IN THIS TRANSMISSION IS LEGALLY PRIVILEGED AND CONFIDENTIAL, INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMBLATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU RECEIVE THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (COLLECT) AND RETURN THE ORIGINAL MESSAGE. TO US AT THE ABOVE LISTED ADDRESS VIA THE U.S. POSTAL SERVICE. WE WILL REIMBURSE YOU FOR POSTAGE AND/OR TELEPHONE EXPENSES INVOLVED. THANK YOU.



FLEIT, KAIN, GIBBONS, GUTMAN BONGINI & BIANCO P.L.

ATTORNEYS AT LAW

Miami • Fort Lauderdale • Boca Raton

Fleit, Kain, Gibbons, Gutman, Bongini & Bianco P.L. 551 NW 77th Street, Suite 111 Boca Raton, Florida 33487 Telephone: (561) 989-9811

Facsimile: (561) 989-9812 writer's e-mail: jgibbons@FocusOnIP.com

TELECOPIER TRANSMITTAL FORM

DATE:

March 23, 2004

TO:

Examiner Kimberly D. Flynn USPTO, Group Art Unit 2153

FIRM: FAX #:

(703) 872-9306

PHONE: FROM:

(703) 308-7609

Jon A. Gibbons

TOTAL NUMBER OF PAGES: 22 (INCLUDING THIS PAGE)

IF YOU DO NOT RECEIVE ALL PAGES CLEARLY, PLEASE CONTACT US IMMEDIATELY

MESSAGE:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Victor S. MOORE et al.

Serial No.: 09/497,836

For: USER INPUT BASED ALLOCATION OF BANDWIDTH ON A DATA LINK

Enclosed are the following:

Transmittal letter (1 pg.); and Response and Amendment (20 pgs.)

Docket No.: BC9-99-044

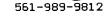
120-A99-150

March 23, 2004

CONFIDENTIALITY NOTE:: THE INFORMATION CONTAINED IN THIS TRANSMISSION IS LEGALLY PRIVILEGED AND CONFIDENTIAL, INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU RECEIVE THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (COLLECT) AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE LISTED ADDRESS VIA THE U.S. POSTAL SERVICE. WE WILL REIMBURSE YOU FOR PÓSTAGE AND/OR TELEPHONE EXPENSES INVOLVED. THANK YOU.

Resent-Missing pg. 14 from originally fixed Amendment. Plss. discard first fax.





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

: Atty. Docket No. BC9-99-044

Victor S. MOORE, et al.

: Group Art Unit: 2153

Serial No. 09/497.836

: Examiner: Kimberly D. Flynn

Filed: February 3, 2000

: Confirmation No. 7966

For: USER INPUT BASED ALLOCATION OF BANDWIDTH ON A DATA LINK

TRANSMITTAL

MS NON-FEE AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

Transmitted herewith is an amendment in the above-identified application, and the following:

[X] No additional filing fee is required.

The fee has been calculated as shown below. (Small entity fees indicated in parentheses.)

(1)	(2) Claims Remaining After Amendment	3) (4) Highest	(5) Extra Claims	(6) Rate	Fee
		Number Previously Paid For			
Total Claims (Small Entity)	18	20	0	18.00 (9.00)	0
Independent claims (Small Entity)	6	- 6		86.00 <i>(43.00</i>)	
Multiple Dependent (Small Entity)		- 0		290.00 (145.00)	0_
Extension of Time Fee (Small Entity)	One Month \$110 <i>(\$55)</i>	Two Months \$420 (\$210)	Three Months \$950 (\$475)	-	0

XX The Commissioner is hereby authorized to charge any required fees to Deposit Account No. 09-0452.

Respectfully submitted,

Date:

32304

Bv:

A. Gibbons

Customer No. 23334

Fleit, Kain, Gibbons, Gutman, Bongini & Bianco P.L.

551 NW 77th Street, Suite 111 Boca Raton, Florida 33487

Telephone: (561) 989-9811 Facsimile: (561) 989-9812